Atty. Docket No. 099866/

TES PATENT AND TRADEMARK OFFICE

ton of: Lee et al.

Serial No.:

09/818,466

Examiner: To be assigned

Filed:

March 27, 2001

Group Art Unit: 1615

For:

NEW COSMETIC, PERSONAL CARE, CLEANING AGENT, AND NUTRITIONAL SUPPLEMENT COMPOSITIONS AND

METHODS OF MAKING AND USING SAME

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on  $\boxed{\underline{5}}$ with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Signature:

John W. Kung Reg. No.: 44,199 Kramer Levin Naftalis & Frankel LLP

### REQUEST FOR CORRECTION OF FILING RECEIPT

Commissioner for Patents Washington, D.C. 20231

Sir:

## IN THE DOMESTIC PRIORITY DATA AS CLAIMED BY APPLICANT

Please change the data to read - THIS APPLN CLAIMS BENEFIT OF 60/192,216 03/27/2000 AND CLAIMS BENEFIT OF 60/197,162 04/14/2000 - Applicants inadvertently made a typographical error in the serial number of the parent application.

Please also add claims of priority to U.S. Application Serial No. 09/456,196, filed December 7, 1999, and U.S. Application Serial No. 09/456,97, also filed December 7, 1999. Both of these co-pending applications were properly claimed on the first page of the subject application filed on March 27, 2001.

Please reissue the Official Filing Receipt to reflect the correction.

KL3:2168919.1

Respectfully submitted,

Robert E. Alderson, Jr.

Reg. No. 44,500

John W. Kung

Reg. No. 44,199

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#### COMMUNICATION

Commissioner for Patents Washington, D.C. 20231

Sir:

Please find enclosed a Supplemental Declaration and Power of Attorney for the above-captioned case.

#### REMARKS

As originally filed, the Declaration and Power of Attorney contained a typographical error. The U.S. Provisional Application No. 60/192,216 was written as "60/192,261" instead of - 60/192,216 - Accordingly, enclosed in a Supplemental Declaration and Power of Attorney correcting the error.

No fee is believed due. However, the Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing to Deposit Account No. 50-0540. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

By:

Robert E. Alderson, Jr.

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### United States Patent and Trademark Office

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FIRST NAMED APPLICANT FILING DATE APPLICATION NUMBER Sean Lee 03/27/2001

ATTY. DOCKET NO./[I 099866/9

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09/818,466

KRAMER LEVIN NAFTALIS & FRANKEL LLP

919 THIRD AVENUE NEW YORK, NY 10022 CONFIRMATION NO. 86

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Date Mailed: 04/16/2002

### RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

### **Domestic Continuity and Foreign Priority**

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:
The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
Continuity claimed under 35 USC 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification. 09/456196, 09/456195
A claim for priority cannot be made based on an application filed after the application making the claim.
Domestic and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 USC 111(b)(7) and 37 CFR 1.53(c)(4).
A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
Foreign priority will appear on the Filing Receipt in the following order:  Country, Application number, Filing date.

Customer Service Center Office of Initial Patent Examination (703) 308-1202